

# Exhibit 40



**M E M O R A N D U M**

June 1, 1994

**CONFIDENTIAL**

**TO:** Bob Ainsworth  
Tai Cheng  
Larry Wasicek  
cc: Gary Schneiderman  
Bob Saltman

**FROM:** Cathy E. Rincon

**RE:** Invention Disclosure

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Your Invention Disclosure entitled "Dilatation Catheter With Peek Proximal Shaft", Docket No. 10000, has been received and docketed. If you have any questions regarding it, please call me at 3487.

Please keep me apprised of the results of any additional work related to this technology, particularly if the results identify a preferred mode of operation or change your initial conception of the invention. In addition, if a patent application is filed, we will be obligated to cite relevant prior art known to you to the Patent Office. This obligation continues even after you have submitted your Invention Disclosure to us. Accordingly, please let me know if additional work is carried out or if you discover any new literature which you think pertinent to your invention.